THE TILTON-BEECHER TRIAL.

Continued from Pourth Page.

that day you called her up stairs into the bedroom and then related, as she says, to her the Mr. Evarts-You can mark it and show it to the wit-

ness, and just mark our book. Mr. Morris-We don't want to put the whole in evidence. I will read this part of it, Mr. Tilton; probably that will be the better way. The question was asked of Turner what took place then. I read now from

page 477:

He then changed the subject entirely, and he said—he said, "Oh!" he was sitting down in the chair, and he says: "Oh, Bessie, my dear, it is no wonder my gray hairs are going down with sorrow to the grave," and took out his handkerchief and was wiping his eyes; he says, "No, my dear, you are mistaken in the woman you place so much confidence in;" Mrs. Tilton then got up off the piano-stool, and said: "Why shouldn't Bessie place confidence in me! she has no confidence in you; she has no protector in you; you have offered to ruin her."

Q. Did any conversation of that kind occur between you and Bessie Turner and your wife when she was pres ent! A. I never had with Bessie Turner any conversa tion, at any time or in any place, concerning any suc Tilton, nor any subject kindred to it; I never exchanged s word with her on any topic however remotely related

Q. You recollect of her coming in the room when you and Mrs. Tilton—you and your wife—were having a conversation upon the subject! A. I do, Sir.

Yes, Sir; her presence there was a great surprise to me; as soon as I detected her there I ordered her out of Q Yes, and after you observed her presence in the

room, no conversation whatever upon that subject occurred between you and her, or between you and your

this relate to-this interview !

Mr. Morris-The same interview. Mr. Evarts-Why, it is the same we have been having,

Mr. Morris-No; he had an interview with his wife, and he has testified that during that interview Bessie Turner came in the room unobserved by him, and when he saw her he ordered her out, and after that-the question is

whether after-she came in the room you had any conversation with your wife or with Bessie Turner upon that Mr. Evarts-Well, that is what I want to get at.

The Witness—I did not.

Mr. Evarts—Bessle Turner has not given any such testi-

Mr. Beach-Yes, Sir ; about being ordered out.

Mr. Evarts-Well, it is another interview then ; who Mr. Morris 477. It is the interview that I have rend a

part from. It is in the other interview, I think, where she says he ordered her out of the room. I will turn to that. It is not in that interview she relates that. I will

Mr. Evarts-Find it. Sir. Mr. Beach-If you will let me take it a moment, I will get it. [Taking book.]

Mr. Evarts-Well, it is the first column of page 477.

He said; "Leave the room." Said I; "I won't leave the room." Said he; "Damn you, leave the room." Said I; "I will not leave the room, and I will stand by Mrs. Tilton if I die in the attempt." Q. Did anything of that kind occur? A. No. Sir.

Now, then, Mr. Titton, I ask you the question again whether at that interview, after you observed Miss hat subject was had at that time ! A. Not a word, Sir. Mr. Evarts-Well, that is not admissible, if your Hono please; if he is contradicting the witness, he must bring other witness that he wishes to contradict.

Mr. Morris-Now, I will read the other interview. Mr. Beach-Mr. Morris, they are marking the particu-ar points that you call attention to, and I think, if they equire it, you must go through the whole of these an

mr. Morris-Then I will go on if you desire it. Mr. Beach-It must be done; if it is in that interview that he referred to the red lounge, and charged that he

had seen them time and time again. Mr. Morris-[Reading :]
"He then gave me a terrible blow that hurled me"-

Mr. Beach-Well, there is a sentence before that, if you

Morris-|Reading : | "I won't leave the ro Mr. Beach-No. "You have brought that girl on to against me." It is just above where you are. Mr. Morris-I see it; I have got it. [Reading:]

Q. When you went into the adjoining room, what did you do—you went into the back parlor from the dining-room! A. I stood at the folding doors; they were open on a crack; and I saw Mr. Thion right over near Mrs. Hiton, with his fist going this way.

Is that true! A. No, Sir; I cannot say as to where she

stood; I can only say about the fists; I am responsible re she was, but for where I was,

Did you say anything of that purport! A. Not at all,

Q. Now, I will go on below where I left off before. Reading):

"He then gave me a terrible blow that hurled me to
the opposite side of the room, and I fell, striking my head
violently against the door."

Is that true ! A. No, Sir; I never struck her in my life, and never showed her any-but kindness.

Q. [Reading]:

He came forward perfectly bland—you would think
nothing in the world had ever happened—so composed
and so caim. "Why," he says;" "why, Bessie, my dear,
you tripped and fell, didn't you!" Did you say anything of that kind to her! A. No.

Bir : nothing of that kind occurred. Q. [Reading]:

Did she make any reply of that kind to you? A. No. Bir : if she did I don't remember it. O. [Reading]: hat then took place ! A. What, Sir !

What took place then? A. He then changed the subject entirely, and he said—he said, "Oh "—he was stting down in the chair, and he says: "Oh, Bessle, my dear, it is no wonder my gray hairs are going down with sorrow to the grave," and took out his handkerchief and

Anything of that kind occur? A. No. Sir; and I had no gray hairs at that time. [Laughter.]

Q. [Reading]:

He says, "No, my dear, you are mistaken in the woman
you place so much confidence in." Mrs. Tilton then got
up off the piano-stool and said: "Why shouldn't Bessie
place confidence in me ! She has no confidence in you;
the has no protector in you. You have offered to ruin

Did Mrs. Tilton say anything of that kind ! A. No.

Q. To you in Miss Turner's presence ! A. No, Sir.

Q [Reading]:

He then stood up and straightened himself very straight, and put his fingers under his coat this way dilustrating]; said he, " heasie, my dear, did I ever attempt, in any word, shape or form to ruin you, or take any improper liberties with you?" Said I, "Yes, you did." Did anything of that kind occur ! A. No. Sir.

You remember that time you was talking about affin-ties and the time you lifted me out of my bed and car-ried me into your bed?

Did she say anything of that kind to you! A. No, Sir.

Q. [Reading];
"Oh, my dear," he says, "you are excited; you are
aboring under a faise-mistake." Did you make any such reply to her as that? A. No,

"No." said he, sitting down in the chair—said he, "the fact is this." Elizabeth is so in the habit of having men fondle her bosoms and her legs, that she judges me by

Did you say anything of that purport to her! A. No.

He then got—he then turned over to this side of the room and said be, "Do you see that red lounge! Time and time again have! seen Elizabeth and Henry Ward Beecher having sexual intercourse on that red lounge; and not only the red lounge, but he spoke of the chair.

Did you say anything of that kind to her? A. No, Sir.

Q. [Reading]: Mrs. Tilton looked very earnestly at him and said, "Oh! Theodore, Theodore! How can you beit that child such base lies!" Ind anything of that kind take place! A. No. Sir; no.

bid you say anything of that purport 1 A. She never asked me such a question in her life, Sir, and I never had word with her on any such subject.

MR. TILTON DENIES TELLING BESSIE TURNER OF HIS TROUBLES. Q. Well, that substantially covers it; now, mys that after that you called her into the back bed-Mr. Everte-Well, let us have the passage.

Mr. Beech-Page 478.

Mr. Morris—[Reading]:

Then he came to me and said he wanted to see me, Mr. Titton did, and he took me in the second story back room, in his room, and related this story over and over again about the lounge and the chair, and saided that not only with Mr. Beecher had she done so, but mentioned three gentlemen's names in connection with Mr. Beecher.

By Mr. Beach-Or any part of it! A. Not any syllable of it, Sir. Those three gentlemen are very thoroughly respected and honored friends of mine. Mr. Beach—Well, did you ask her up stairs, and repeat any conversation of the character which she gavet A. No, Sir, I did not either then or at any other time, at that

By Mr. Morris-In this connection, Mr. Tilton, will you just describe that second floor of your house, the second story; the situation of the rooms!

Mr. Beach-There are two front rooms

A DESCRIPTION OF THE TILTON HOUSE. By Mr. Morris-The two front rooms, and how they were connected ! A. My house is cottage built, very wide, 29 feet wide, which is much wider than ordinary city houses. There are four windows on the front and four windows in the rear. The front of the house is divided into two rooms separated by folding doors, two into two rooms separated by a solid wall or partition-

By Mr. Fullerton-Well, the hall ! A. And the hall be-

By Mr. Fullerten-Between what! A. Between the front rooms and the back rooms; on the one side of the nall is a bath-room, and on the opposite side of the hall, fronting the bath-room, is a dark closet-dark room; but the main divisions of the second story of the house are these two front rooms running the whole front of the house, and the two rear rooms running the whole rear of

Q. And the hall is a short hall between those two divisions ! A. Yes, Sir.

the other side ! A. Yes, Sir. Q. And a stairway going to the third story on one side !

Q. And the stairway coming up from the first floor on he other ! A. Yes, Sir.

Q. Now, which room was fitted up for Mr. Greeley and did he occupy when he was there! A. Mr. Greeley occupied the two front rooms; that is to say, the whole front of the house on the second story, the left hand room fronting the street being his bedroom, and the right hand oom being his writing room.
Q. And which room did you occupy! A. I occupied

the room on the rear of the house, directly opposite Mr. Greeley's room-directly opposite his bedroom.

Mr. Fallerton-Sieeping-room? A. Sieeping-room.
Mr. Morris-On the left hand side of the house? A. On the right hand side of the house as you face the rear of

Mr. Beach-Suppose you faced the front of it, then it s on the left hand side ! A. Yes, Sir. Mr. Beach—The same description as you gave to Mr. Greeley's bedroom ! A. Yes, Sir.
Q. Where was Bessie Turner's room! A. Bessie

Turner's room was in Keyport at that time. Q. Where was the room she occupied at the time she says you took her from the bed † A. She says that she occupied the next sleeping room to mine, which would have corresponded with the room opposite Mr. Greeley's sitting-room; I was in the room opposite Mr. Greeley's

Mr. Greeley's sitting-room. Q. That is, the rear room on the right hand side of the house, fronting the front! A. Fronting the front, yes,

bedroom; she says that she occupied the room opposite

By Mr. Morris-Now, will you describe the folding-doors between the front sitting room and the front bedroom A. They are ordinary doors, Sir, that come together-a least, they come almost together; there is a bend in the floor which prevents their coming together at the top. little apart at the top ! A. Yes, Sir, my house is a very

Q. Any key to the folding-doers! A. There never has been a key in those doors since I occupied the house; they have never been locked; you can't lock them; I don't know but perhaps a locksmith might; they have never been locked.

Q. And are they in the condition- A. I have been nformed by members of my family that there has never Q. And you have never seen one ! A. No, Sir, nor has

Q. And you say they don't shull A. No, they don't come together,
Q. Are they in the condition now-

Mr. Evarts-That observation about members of his Mr. Evane Ind.

Judge Neilson-Yes. By Mr. Morris-Oh, certainly. Are they in the same condition now, or about the condition now, that they were at that time that Mr. Greeley was there, in refer. ence to their coming together, closing ! A. Well, Sir, time; I presume they are, because the house vation, since Miss Turner's statement, the lock. The same coat of paint is ten years ago, and the little bolt-I don't know the technical name for that part of the lock-the tongue of the heat name that or the bolt, which is in the margin of the door, has never been thrust out through the paint; it has never

been turned, and my daughter and other members of my family say that it has never been -

Mr. Evarts-Oh, no. Mr. Beach-Never mind that. The Witness-I know that in the night repeatedly, in order to have the doors closed, I have taken my handker chief and wound it round the two knobs; never with

MISS TURNER ABSENT DURING MR. GREELEY'S VISIT. By Mr. Morris-Now, you say that Miss Turner was in Keyport at that time; how do you know that ! A. Well, Sir. I know by consulting the family letters, as well as by my own recollection; correspondence, I mean, which passed between Mrs. Tilton and myself at

Q. And during the whole of Mr. Greeley's stay at your house at that time ! A. Yes, Str.

Q. Just see if that is the letter which you wrote to you

A. Yes, Sir, this is a letter that I wrote to my wife Aug. 2, 1869.

Q. And is that the day that Mr. Greeley left—I mean Miss Turner and Kate McDonald, or the day that either of them left 1 A. The letter speaks for itself, Sir.

Mr. Beach-Well, you can answer. By Mr. Morris-Just say whether that was written on e day of their departure for Keyport.

The Witness-Do you hand me the letter of the 2d ! Mr. Fullerton—That is the one.
The Witness—Yes, Sir; shall I read the letter!

Mr. Evarts-No; the witness is allowed to look at this Mr. Morris-Was Mr. Greeley there when you wrote

that letter-had he arrived yet! A. No, Sir; Mr. Greeley did not come to my house in August, 1869, until after Miss McDonald and Bessie Turner went to Keyport.

Q. They were both gone ! A. They were both gone be fore Mr. Greeley came, and Miss Turner was not in my house in '69 during Mr. Greeley's visit, and the circum stance which she alleged to have occurred never did take

Mr. Beach-You hold in your hand a letter written by you of Aug. 2.

Mr. Evarts—The last I ask to have struck out.

The Witness-I do, Sir.

Mr. Beach-Which confirms refreshes your recoiled tion ! A. Yes, Sir; there is the distinct statement. Mr. Beach-I offer the letter in evidence.

Mr. Evarts-I object to its being offered in evidence. Mr. Fullerton-You can't object to its being offered

you may object to its being read.
Judge Neilson—The witness has a right to refer to the letter to refresh his recollection; that is sufficient. That answers the purpose of reading the letter. Mr. Evarts-He has a right to refer to it to sefresh his

Mr. Morris-Did you write that letter to your wife A. Yes, Sir.
Q. What is the date of it! A. August 5, 1869.

Q. Now state what day Miss Turner and Miss McDon Q. Now state what day Miss Turner and Miss mcDon-ald went to Keyport—what day of the week. Will you look at the letters for the purpose of refreshing your rec-offection! A. Give me the other one; Miss Katie Mc-Donald and Bessie Turner were sent by me to Keyport on

Monday, August 2, 1969.

Q. Now state how you are enabled to fix those dates?

A. I am enabled to fix the date in this way, because this letter, dated New-York, August the 2d. 1869, written by me in Brooklyn to my wife in Monticello, says : "Kate and Bessie go to Keyport to-day. I have charged them to send my father to join Mr. Greeley and myself." The previous part of the letter states that they were—that Mr. Greeley was to come that evening. I am further enabled to state the date by a letter written Aug. 5, 1869, to my wife, that being Thursday of the same week in which this

statement is made. "On Monday I sent Kate and Bessie down to Keyport to stay. On Tuesday morning "that is, the next day-" in response to my earnest request, Grandos Tilton "-that is, my father-" came up, nd, after dining in New-York, went fishing at Gowanus. Although we caught no fish, we had a very delightful time, and it reminded me We returned from our excursion in time for a late tes, after which Mr. Greeley came trundling in. I was very glad my father had such an opportunity to meet him. Our breakfast next morning was "-and so on.

Q. Now, state what day Mr. Greeley arrived at your ouse! A. Mr. Greeley arrived on Tuesday night at my house; Bessle Turner and Miss McDonald went away on Monday morning or Monday afternoon; I wish to state distinctly that Bessie Turner was not in my house at any time, not for one moment, during Mr. Greeley's visit in

Q. How long did Mr. Greeley remain there on that visit! A. Well, Sir, by reading these daily letters carefully I can answer that question; but I am unable to do so unless-he stayed there a few days, coming and going. His visit was interrupted by an occasional call out of town to make a speech somewhere; and during the time that he stayed at my house very many friends came; he received many guests.

Q. When did he finally leave! Can you state about when! A. I should have to hunt through these letters-

I should think that—
Q. Did he leave before Bessie Turner returned from

Keyport! A. Yes, Sir; three weeks before.

Q. Three weeks before! A. I wou't make that state nent positively; but certainly as much as three weeks. O. And was it before Mrs. Tilton had returned from Monticello that she came! A. Mrs. Tilton had returned from to that herself. During Bessie's absence at Keyport she never came back to Brooklyn. Katie McDonald, who times to look after the house in the interval.

Q. Now, Mr. Tilton, I will ask-The Witness [interrupting]-I desire-I ought to say, perhaps, that I should not be so positive in these statements were it not for these letters. I should not trust my own mere recollection, except as that recollection is refreshed by referring to these daily letters.

Q. Do they enable you to speak positively! A. Yes, Sir; I wrote a letter every day, or almost every day, during Mrs. Tilton's absence at Monticelle, and these letters I have brought into court if they are desired by anybody [holding up the package].

Q. That is sufficiently definite. Now, Miss Turner spoke

of a couple of letters which she wrote, and which you have seen here in evidence; she says that you dictated one of those letters; is that true! A. It is not true, Sir; I had nothing to do with its composition; I knew nothing about the writing of it until after it was done and handed to me: I did not suggest it in any way; I had nothing more to do with it than any stranger. Mr. Evarts-What letter is that !

Mr. Morris-The short letter.

The Witness-[In reply to a remark by Mr. Evarts about one of the letters already produced.] I think, Mr. Evarta, you have only part of that letter. It is quite a long one. Here are the other sheets of it [offering them]. Mr. Beach-When they ask for them, you can give

Mr. Evarts - We would like to have them

Mr. Morris-You would like to have them ! Mr. Evarts-Yes. Mr. Beach-Whatever they call for, let us know, so

OLIVER JOHNSON CONTRADICTED. By Mr. Morris-I call your attention to a statement made by Oliver Johnson upon the stand, that you told him a circumstance on one occasion, of having been in bed with a woman and remaining virtuous. Di you ever tell Oliver Johnson anything in substance to that effect ! A. Well, Sir, I deny the bed and admit the

innoccuca. Q. My question is, did you ever sny to him anything of that kind! A. Nothing of the sort, Sir; I don't know what Mr. Johnson alludes to.

MR. BEECHER SITS ON MR. TILTON'S KNEE. Q. Do you recollect an interview at your house that you had with Mr. Beecher-he places it about May 20, "71, I think-when he sat upon your knee; was there any such interview, or any such circumstan did anything of that kind occur at that time or at that tion, and the interview, though not correctly described, rose vividiy in my mind having occurred about ten years ago. I remember a scene of that sort, except the kissing all round-I don't remember that circumstance-but about ten years ago there did occur a little incident of that sort, growing out of a pleasant little discussion that we had over the construction of a sentence in a little book that I any accurate observation at had then published called "Golden Haired Gertrude." presume they are, because Q But, did any incident of that kind occur in May, very old one; it has never 1871 t A. No. Sir; nor at any time after the troubles

Q. I call your attention, Mr. Tilton, to this statement by Mr. Beecher. In speaking of the interview of Dec. 30, he

I don't recollect that I talked; but he drew from his

Did you read or make any such statement as that to Mr. Beecher! A. No, Sir; I read quite a different state O. What was it!

direct. [To the Court.] I suppose, Sir, where a witness is called, as Mr. Tilton is recalled upon this occasion, your Honor has intimated that we are not at liberty to prove what has been already established by the previous examination.

Mr. Evarts-Of course!

NOTHING SAID AT THE ARBITRATION ABOUT

BURNING PAPERS. By Mr. Morris-At the time of the arbitration did you hear anything said by either of the arbitra-tors about "burning the papers i" A. I did not, Sir.

Q. Was anything said by either of them to your knowledge ! A. It was not, Sir. The only recollection I have of such a phrase was in a letter by Mr. Wilkeson, asking for the burning of the " Letter of Contrition." Mr. Evarts-That last we move to strike out. It has

nothing to do with the question.

Judge Neilson-Yes. By Mr. Morris-Was anything said before the arbitraors in your presence concerning your difficulties with Mr. Beecher, or concerning this scandal, or anything about the Letter of Contrition, or the papers connected with it 1 A. I do not recall a solitary word referring to that subject however remotely.

Q. Was anything said before the arbitrators in your

hearing except with reference to your money differences with Mr. Bowen ! A. Nothing at all. Q. That was the sole subject of conversation so far as

you understood? A. Yes, Sir.
Q. Was anything, by you and Mr. Beecher, submitted to those arbitrators to be determined I A. No. Sir; not with my knowledge; I never supposed that Mr. Beecher

had anything to do with the arbitration.

Q. Was anything between you and him-anything of whatever nature between you and Mr. Beecher-submitted for their determination ? A. Nothing at all, Sir. Q. Or submitted to the authorities in any way 1 A. No. Sir. The arbitration was confined to its own terms. The arbitrators were to arbitrate between Mr. Bowen and me. Q According to the submission that had been made !

Mr. Evarts-The witness has stated generally what took place on his direct interrogation. THE DATING OF THE COVENANT.

By Mr. Morris-The "Tripartite Agree-ment" appears to be dated April 2, and the arbitration was on the 3d f Mr. Evarts-That was all gone into before.

Mr. Morris-By Mr. Tilton I Mr. Evarts-Yes, the whole history of that. Mr. Beach-No, no. The question is as to the date. Mr. Evarts-That was gone into. Mr. Beach-No, it was not gone into.

Mr. Beach—No, Sir. Mr. Evarts—The date of it was in evidence.

Mr. Evarts-Yes, the whole of it. By Mr. Morris—Can you account for the fact that the covenant is dated April 2, when it was not executed until after the arbitration! A. Yes, Sir.

Mr. Evarts—That, you know, assumes a good deal.

By Mr. Morris—Well, how do you account for its being

dated April 21 Mr. Evarts—It is dated April 2. The history of the ar. bitration and of the "Tripartite Agreement" have already been given by this witness as well as by others. e Neilson-Except on the point of date. Mr. Evarts-Well, on the point of date.

Mr. Beach-Well, I do. Mr. Evarts-Well, it is not a proper subject of evidence.

of the arbitration and the covenant-I don't think atten-

Mr. Beach—Please hear our question, and then make your comments. This is the question: You have said

that the "Tripartite Covenant" was not executed until after the arbitration of April 3; how do you account for

Mr. Evarta-That we object to. I don't care whether

tion was called to that.

Mr. Beach—This is the question that we propor

its bearing date on April 2 ! That is the question.

Mr. Evarts-How is it competent evidence !

Mr. Beach-That is the question. Mr. Evarts-It does not necessarily require a very great accounting, that a paper should not be executed until the day after its date. You would not expect it to be executed before its date. But the whole matter, so far as is competent evidence, dealing in facts, has been already he drew it, and when he drew it, and the date was a part of the draft. Then the history of it, in respect of the emendations, the resingrossing of it, and its being a re-production of the original, except as to the modifications, is all in evidence. Judge Nellson-Yes.

Mr. Evarts-And the whole matter of the delay to sign is in evidence !

Beach-We admit all that, Sir.

Mr. Evarts-That has all been gone into. Mr. Beach -We admit all that.

Mr. Evarts-Now, to ask the witness how he accounts for it is not producing evidence. My learned friend can secount for it, or anybody else can. The facts have all

that it was dated back, or the fact that the draft having seen dated, the document remained of that date, no one Mr. Evarts-That is already produced in evidence, and

now the witness is asked to argue.

Judge Neilson-That may be; but nobedy has spoken as to that circumstance, of its being dated earlier than its

Mr. Evarts-The whole thing has been told in all its facts, and now the witness is asked to reason on these

Mr. Evarts-Well, that is all that he is asked to do. Mr. Beach-That shows, Sir, the unwarranted assumption of the counsel. How does he know that all has bee told on the subject! How does he know but this witness can swear that it was antedated at the time of the execution? I do not know what he will swear upon if he shall give only the explanation that followed the antiduted data of the draft why then he may have upon that subject. I do not know whether my colleague has talked with him or not. I have not. I

as evidence is concerned, has been exhausted by this witness in his narrative. We have, then, given the narratives of Mr. Wilkeson and of the a some extent, and Mr. Bowen examined on their part, and the facts are all in. Now, if this is intended to introduce any new facts concerning that interview, concerning that transaction, why, it is not competent, because it is not rebutting; and if it is introducing reasoning it is not competent, because reasoning is never ad-

Mr. Beach-It is not reaffirming evid nee, Sir. This is the first suggestion that has been made on that point, or not affirmative evidence, or what should have been given arbitration, was a part of the arbitration. denied that upon our cross-examination. the theory which they preaffirmative defense, that these two proceedings, the arbi turns out that we must explain the fact that the "Tr and have said, it was not executed until April 4th or 5th. if you please, or any other subsequent date. Now, this is a part of the explanatory evidence we seek to give in answer to the affirmative defense which they have pro-

can, in respect to the date; may state whether it was dated back or executed days after its date. I see no ob-

Mr. Evarts-I object to the question, if your Hon

please, that as matter of evidence it is not in rebuttal,

and as matter of reasoning it is not admissible at all. Your Honor will please note our exception. Judge Neilson-It is in answer to some matter you The Witness-The first draft of the Covenant was made by Mr. Wilkeson, and it was made bearing date April 2. That draft was torn to pieces by Mr. Bowen and by me, and Mr. Wilkeson afterward made a new draft, incor grossed in the form in which it now appears

technically call executed, I believe-for several days Judge Neilson-But it was executed finally, without th date being changed.

The Witness-Executed without any change of date.

Mr. Morris-You speak of its being "form to pieces,"

you mean by the alterations that you made! A. Figura-

Mr. Wilkeson copied accurately what he saw on the

copied was not signed by the three parties-what you

papers, the original date included; and the paper as thus

tively speaking, Sir. MR. WILKESON'S TESTIMONY DISPUTED. Q. I call your attention to an interview to which Mr. Wilkeson testified, in which he spoke of your going to his house on April 2, and in an augry

stating that Mr. Beecher had been taken care of, and Mr. Bowen had been taken care of, but that your money had not been paid, and the suit would have to go on t Mr. Evarts-Won't you refer us to the page !

Mr. Evarts—Won't you refer us to the page !

Mr. Morris—This is the testimony.

It was 11 o'clock in the forencen of April 3, and he came into my office. He was enery. He said: "I want a copy of my portion of the 'Tripartite Asraement!" I am not going to sign it. It has got to be aftered before I sign it." I asked him what happened. Well, he said, enough had happened to induce him to come to that determination, that he should not execute it. I asked him what happened to change his purpose. He said Mr. Bowen had been well taken care of by Mr. Cladin in this affair, and that Mr. Beecher had been well taken care of hy me in this affair, but no one had taken care of him, and he was to be left out in the cold and his money unpaid, and he said, "I won't siss that agreement." He said, "Let me have my portion of it to alter "I took the agreement out of my safe and I made a copy of mis portion of it and handed it to him. He sait down at a table in my room and commenced to scratch it and alter it. I remonstrated with him for going back on his agreement. I said he ought not to change the arrangement that had been made; that he ought to adhere to it like a man. He said that he would never sign that agreement nor never sign any other agreement that prohibited him from pursuing Henry Ward Beether; and he kept at his work of scratching and erasing the manuscript copy that I gave him of his share of the "Tripartite Agreement," but without concluding it, he grabbed the work up in his hand, put it in his pocket, and stalked out of the room and went a way.

Now, did any interview as related there by Mr. Wilke-

son take place between you and him on that occasion ! Mr. Evarts-Was not an interview of this kind stated by Mr. Tilton-that is, an interview on that occasion! The interview on this day was gone into by Mr. Tilton,

and Mr. Wilkeson gives a narrative—

Judge Neilson—Anything new that Mr. Wilkeson introduced may be contradicted. Mr. Evarts-Any specific contradiction of anything

new. Judge Neilson—Yes; that they can introduce Mr. Evarts-Any specific contradiction of what the witness said.

The Winess—Well, Sir, it would be difficult for me to— Mr. Morris—I had better ask this specific question— Mr. Fullerton-Oh, no. Your Honor will recollect this interview was asked by the other side, what took place with Mr. Tilton, not for the purpose of contradicting him as a witness alone, but for the purpose of fixing certain facts against him as a party as well as a witness. Now, we are not obliged, therefore, in reëxamining Mr. Tilton, to put in the language of the witness who gave the evidence, Mr. Wilkeson, to know whether it is true or false, to know whether he contradicts it, because it is to be used for other purposes than that of contradiction. He is a party to the case.

Judge Neilson-My view is this: That Mr. Tilton, havng on his examination stated the substance of this interview, as he then remembered it, and Mr. Wilkeson after ward having done the same thing according to his mem-ory, the appropriate course now would be to have Mr. Tilton correct or contradict any new statement which Mr. Wilkeson brought in. Mr. Fullerton—Yes, they asked Mr. Tilton when he was

on the stand upon cross-examination whether some

as the fact was, either yes or no. Now, your Honor will

perceive, therefore, that he was limited in his answer in

Mr. Fullerton-He was not at liberty to tell what die take place; but they put Mr. Wilkeson on the stand and asked him to narrate what took place on that occasion. Having done that, and Mr. Tilton being a party as

and have him to state the interview at length. Judge Netlson-Although it repeats parts of his former

Mr. Fullerton-Certainly.

Mr. Evarts-The re-direct is the place to bring that up, if you wish to. The interview forms the subject of testinony on the original inquiry; that is plain enough, and to say whatever you wish to say about it.

Judge Neilson-We are here now to correct any new natters, so I think you will have to interrogate him as to any specific statement Mr. Wilkeson made changing its character. It comes to the same thing. Mr. Fulierton—It comes to the same thing so far as the

testimony is concerned, but it does not come to the same thing as far as the consumption of time is involved.

Mr. Fullerton-Oh, no; it is much longer.

Mr. Evarts-We are getting on very well. Mr. Fullerton-I am taking a note of how you get

Mr. Morris-Page 302-whether you were at Mr. Wil-keson's office on the 3d of April! A. Mr. Wilkeson has changed, as you remember, the date of his letter, which bore date April 2; he changed the date to April 3, in his

Mr. Morris-Now, I will ask you, Mr. Tilton, in the first

testimony. I have no means at hand of saying out of my mere recollection whether I was there April 8, or any

but what took place.

Q. You recollect the circumstance ! A. I recollect the circumstance of an interview with Mr. Wilkeson.
Q. Now, I will ask you, in the first place, whether ere angry A. Well, I don't know; I think, perhaps, I

was, being solicited to sign the first draft of that covonant. I don't recollect being angry, but I would not like to deny it. It is very hard to be angry at Sam Wilkeson, for every one likes him so well. I was not angry with

I want a copy of my portion of the Tripactite Agreement; I am not going to sign it; it has got to be altered before I sign it. That, you think, is correct ! A. I know that, in sub

Q He says he asked you what happened, and you re

come to that determination, that he should not execute
it. I asked him what had happened to change his purpose. He said Mr. Bowen had been well taken cars of
by Mr. Claffin in this affair, and that Mr. Beecher had
been well taken cars of by me in this affair, but no one
had taken cars of him, and he was to be left out in the
cold, and his money unpaid.

Did you say anything in substance to that effect? A

had been no difficulty as to the payment of money ; the money had been paid on the spot; I made no complaint to Mr. Wilkeson.

Q. The money had been paid prior to this interview at his office? A. I won't be positive about that, because there has been some rearrangement of dates by this

terview with Mr. Wilkeson at his office about the payment of the money! A. No, Sir, there was no question Q Or about the proceedings of the arbitration ! A. Not in the slightest degree. The complaint I made to

arbitration, within the first half hour.

on said that to Mr. Wilkeson, and if you answered that, I suppose that is the end of it.

Judge Neilson -That you have a right to do. Mr. Evarts-That he has a right to do. He has a right o say he said so much, and to deny he said so much.

The Witness-I told Mr. Wilkeson very distinctly 1 would not sign that agreement, but I did not tell him that it was because of trouble concerning the money, be-

Mr. Evarts-I ask to strike out the latter part of that because there had not been trouble about that." Judge Neilson-I think we will hold that. It goes to the

son is good evidence; but his reasons for it, because it was not so, is not good evidence. He does not say he said to Mr. Wilkeson this reason. The witness, beside saying "I didn't say so to Mr. Wilkeson," says, "for it Judge Neilson-If there was no trouble about the

Judge Nellson - Let it stand. Evarts-For there was no trouble about the money. Judge Neilson-I learn from Mr. Wilkeson there was rouble in some sense about the money, therefore I think NY Cen and Had

was no trouble about the money.

Mr. Evarts—Your Honor understands you have limited

this witness to saying whether he did or did not say cer-

Mr. Evarts-I ask to have that struck out.

trouble about the money.

Mr. Evarts-He says he did say some part of it, and the other part he did not say, and he follows the last stateby saying, "For there was no trouble about the

money;" that is, his money.

Judge Netison-it is argument by the use of the word for." If that is left out, we have the simple, naked

Mr. Evarts-It is a fact which has nothing to do with

the question.

Judge Neilson-We will let it stand.

Mr. Evarts-Your Honor will be so good as to note my Judge Neitson-Interrogate him specifically, Mr.

Mr. Morria—Yes, Sir. [To the witness.] I will can your attention to this statement:

Q. Now, did anything occur at that time in the presence of Mr. Tilton and Mr. Moulton with reference to this. Tripartite Agreement."—this paper—anything further that you now recall! A. I do not recollect that anything did, except that I made the point that all the papers in the pessession of either Mr. Moulton or Mr. Tilton should be destroyed; I again pressed that they should be destroyed.

Did you have any interview of that kind, you and Mr. Moulton and Mr. Wilksson, when he insisted on the destroyed of all the papers! A. No. Sir; the only

destruction of all the papers! A. No, Sir; the only

only whether you said this.

Judge Neilson-Leave out all he said about the letter. A. I have searched my memory ever since Mr. Wilke son's statement, and there is no trace in it of any such

conversation, nor indeed of any conversation about any conversation, nor indeed of any conversation about any conversation and conversation about any conversation about any conversation and conversation about any conversation and conversation about any

I was in the dining-room of the EDDitt House, and he come to my own. After dinner, talked with me—after his own dinner—talked with me while I was eating mine. I think that he took out of his pocket and gave me a photograph of his chidren, with their mother. He asked me if I knew his wife. I told him I had never seen her. He told me that I would be disappointed in her, that she was a small woman, with out presence, without port—not a woman of society, not a woman of culture. A. I had an interview with Ma Wilkeson in the Ebbitt

House, perhaps in that year; and, if I should state it ex-

actly as it occurred, it would be a personal injury to that gantieman. I will state it if asked to do so; but it oc-curred after dinner curred after dinner—
Judge Nellson—The question is whether you said that
about your wife.

The Witness—No. Sir; I did not.
By Mr. Beach—Did you show him a photograph of
your wife! A. No. Sir; I showed him a photograph of
two of my children, one of whom he mistook for my
wife, and he made it the opportunity to make some in-

Q. Which of your daughters! A. It was my daughter Florence, and Alice and he apostrophised the card of Florence, supposing it to be a card of my wife, over a

By Mr. Beach-Did you say anything such as he represents to you in regard to the qualities of your wife it I did not, nor to any other human being.

Judge Nellson-"I did not," is the answer.

Mr. Morris-Now, I call your attention to this paragraph, Mr. Tilton. He is asked for a conversation that he had with you, and he says:

Oh, no; he didn't say it in that way. He said to us—
his words precisely—he said that there was not a particle
of truth in any of the statements that had been made
about Mr. Beecher's adulterous connection with his wife
—not a particle of truth in them; that he utmost that
Mr. Beecher had done was to address improper language
to Mrs. Titton, and that for that an ample and written
apology was in his keeping. Those were his precise he had with you, and he says:

Q. Did you have such an interview as that-Mr. Wille Q. Did you have such an interview as that—ar. without A. No., Sir; Mr. Wilkeson and I had no conversation on the question of the criminality of these two parties, and he never asked me a question whether Mrs. Tition had been guilty of adultery; there have not been half a dozen men who ever asked me that question.

Mr. Evarts—I move to have the last part of the answer struck out. It is only what Mr. Wilkeson said.

Judge Neilson—Yes.

CROSS-EXAMINATION OF MR. TILTON

WAIVED.

Mr. Morris-That is all.

Mr. Morris—That is all.

Mr. Evarts—I have nothing to ask.

Mr. Beach [To Judge Neilsen]—Shall we put snother

Witness on the stand now. Sir I

Judge Neilsen—I think you had better, to identify him.

Mr. Beach—Well, we can identify him by announcing it
is Mr. Moulton, but he is not here.

Judge Neilsen [To the jurors]—Gentlemen, get ready to

retire. Please attent to-morrow at 11 o'clock.

The Court then adjourned until to-day at 11 o'clock.

THE MONEY MARKET.

OFFICIAL REPORT N. Y. STOCK EXCHANGE SALES.

10 A. M .- SALES BEFORE THE CALL. A & P Telegraph | Ecte Railway 2.600 27% 27% 2.600 2.600 27% 2.600 Western Union

| 100 | 30% | 500 | 31 | 14 | 500 | 74 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 500 | 5 GOVERNMENT STOCK DEPARTMENT - 1014 O'CLOCK AND 1112 O'CLOCK A. M.

U S & Registered, 1881 20,000 82,122 U S 5 20 Coupon, 1867 U S 5 20 Coupon, 1867 U S 5 20 Coupon, 1867 U S 5 20 Coupon, 1868 U S 5 20 Registered, 1861 Louis 1868 U S 5 20 Coupon, 1868 U S 5 20 Registered, 1861 U S 5 20 Registered, 1861 U S 5 20 Registered, 1861 U S 5 20 Coupon, 1865, N 20,000 U S 5, N 2,000 U S 12,1164 U S 5 20 Coupon, 1845, N 20,000 U S 5, N FIRST BOARD-1012 O'CLOCK A. M.

Sales of State Bonds-Radirond Bonds-Rank and Rail road Shares-Express Stocks, &c. Tennessee 6s, Old, | C. E. I and Pac 7s | Eric Pattway Bank of Commerce No. Sir; that is an entirely incorrect statement; there Metrosofitan Bank Del and Hud Can be 120% ourt 6s, Fund, 94.95 1,000. be 102 Dis of Col, 3.65a US Express 5119 examination. The money was paid on the night of the Lake shore 2d, Con Adams Express 10,000 be 98 Atlantic and Pac T Bos, H and E 1st 500 be 234 Q. There was no difficulty at the time you had this in-Bos, H and E 1st (100 be 22%) 117 be 105 (100 c) 125 (200 c) 22% (100 c) 125 (200 c) 22% (100 c) 125 (200 c) 125 (Chie & Alton 1st 1,000 11 North West bead 11's Mr. Wilkeson was that I would not sign the paper 2,000 Iowa Midl'd 8s, 1st 3 42 1100 12 1100 4174 Bock Island Min Central 7s 10234 N Y Cent 6s, '83 # Paul ... be . 16 be 58 Tol and Wab Ohio and Miss 2d Cen Pac Gold B N. J. Cem. 4.000 Union Pacific 1st Union Pacific 1st 190 of 203₄ don 56, 300 s 203₄ don 56, 300 s 203₄ don 197 don 19 Union Pacific S P Mr. Evarts-What he says he did n't say to Mr. Wilke-Pac of Mo lat 271₈ 100...bc. 245 100...san 215 275₈ Obto and Miss ac of Mo. 1,000......bc. 49 0 C and I C 1st 4712 27 4 Obto and Miss 27 4 260 des3 26 3 27 4 1,500 264 5 27 10 83 264 0 27 4 Obto and Miss Pf 9,000....bc. 9,000.... Great West 2d 2,000.... 57

121a O'CLOCK-SALES BEFORE THE CALL.

| 1,100 | 265, | 100 | 754, | 1,100 | 265, | 100 | 754, | 101, | 3204, | 101, | 1044, | 102, | 103, | 1044, | 103, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104, | 104,

Rock Island

Dia of Col 3.65s | Pacific Mail | Union Pacific | 5.000 | 73 | 100 | 103 | 41% | 200

N J Central Conv

U S Express

Adams Express

West Union 50063 79% 1400....63 79%

GOVERNMENT STOCK DEPARTMENT-2 O'CLOCK P. M. Judge Nettson-Interrogate him specimenty, arr.

Morris.

Mr. Morris-Yes, Sir. [To the witness.] I will call

U.S. 6a, Coupon, 1881
1,000. 1233
1,000. bob3.1163
0.8.5.20 Registered, 1865
29,000. 11035
8.60. 1233 U 8 5-20 Coupon, 1867

SECOND BOARD-1 O'CLOCK P. M. Sales of State Bonds - Railroad Bonds - Bink and Rail-road Stares - Express Stocks, etc. papers in the possession of either Mr. Moulton or Mr. Tilion should be destroyed; I again pressed that they should be destroyed; I again pressed that they be destroyed; Did you have any interview of that kind, you and Mr. Did you have any interview of that kind, you and Mr. Milkeson, when he insisted on the destruction of all the papers I A. No, Sir; the only suggestion Mr. Wilkeson ever communicated to me was by letter.

Mr. Evarts—No matter about any new evidence. It is only whether you said this.

Judge Neilson—Leave out all he said about the letter.

Mr. Morris—Did Mr. Wilkeson, personally to you, or at any time in your presence, make any such request or suggestion, or insist that the papers should be destroyed!

A. I have searched my memory ever since Mr. Wilke son's statement, and there is no trace in it of any such conversation, nor indeed of any conversation about any

SALES FROM 212 O'CLOCK P. M. TO CLOSE OF BUSI-

TUESDAY, May 11-P. M.

The stock market to-day has presented fam for